

LIPSON NEILSON, P.C.
KALEB D. ANDERSON, ESQ. (BAR NO. 7582)
DAVID T. OCHOA, ESQ. (BAR NO. 10414)
9900 Covington Cross Drive, Suite 120
Las Vegas, Nevada 89144
(702) 382-1500 - Telephone
(702) 382-1512 - Facsimile
kanderson@lipsonneilson.com
dochoa@lipsonneilson.com
Attorneys for Sun City Anthem Community Association

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THOMAS HILLERY, an individual, and as
Guardian Ad Litem for MARY JANE
HILLERY, an adult,

Plaintiffs,

vs.

SUN CITY ANTHEM COMMUNITY
ASSOCIATION, INC.; DOE INDIVIDUALS
1 through 100; ROE BUSINESS
ENTITIES 1 through 25, inclusive

Defendants.

CASE NO.: 2:17-cv-02639-MMD-EJY

**STIPULATION AND ORDER TO
DISMISS PURSUANT TO SETTLEMENT**

COME NOW, Plaintiffs, THOMAS HILLERY, an individual, and as Guardian Ad
Litem for MARY JANE HILLERY, an adult, and Defendant, SUN CITY ANTHEM
COMMUNITY ASSOCIATION, (collectively, the "Parties"), by and through their
undersigned attorneys hereby stipulate and agree as follows:

WHEREAS:

1. On October, 12, 2017, Plaintiffs filed a Complaint for discrimination and other
claims against Defendant;

1 2. On December 16, 2018, Plaintiffs filed their Second Amended Complaint
2 against Defendant;

3 3. On December 27, 2018, Defendants Answered the Second Amended
4 Complaint denying discrimination and all other claims therein;

5 4. On October 28, 2019, an Order setting settlement conference was entered
6 [ECF No. 77];

7 5. On December 19, 2019, the Parties participated in a settlement conference
8 that was continued to December 23, 2019 [ECF No. 85];

9 6. On December 23, 2019, the settlement conference concluded with the Parties
10 reaching a confidential global settlement of all claims [ECF No. 86], and the Parties have
11 since executed a confidential settlement agreement; and

12 7. Each Party shall bear its own fees and costs incurred in this litigation and
13 settlement.

14 **NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED** that Plaintiff's
15 Second Amended Complaint against Defendant is hereby dismissed in its entirety ***with***
16 ***prejudice.***

17 **IT IS FURTHER STIPULATED AND AGREED** that nothing in this Stipulation and
18 Order is intended to be, or will be, construed as an admission of the claims or defenses of
19 the Parties.
20
21
22
23
24
25
26
27
28

IT IS FURTHER STIPULATED AND AGREED that each Party shall bear its own attorney's fees and costs incurred in this litigation and settlement.

IT IS SO STIPULATED.

Dated this 17TH day of March 2020.

N.R. DONATH & ASSOCIATES PLLC

By: /s/ Nicolas R. Donath
NICOLAS R. DONATH
Nevada Bar No. 13106
871 Coronado Center Dr., Suite 200
Henderson, Nevada 89052

Attorney for Plaintiffs


Dated this 17TH day of March 2020.

LIPSON NEILSON P.C.

By: /s/ David T. Ochoa
DAVID T. OCHOA
Nevada Bar No. 10414
9900 Covington Cross Drive, Suite 120
Las Vegas, Nevada 89144

Attorney for Defendant

IT IS SO ORDERED.

By: 

Judge, U.S. District Court

Dated this 17th day of March, 2020.

CERTIFICATE OF SERVICE

I hereby certify that on the 17TH day of March, 2020, service of the foregoing
STIPULATION AND ORDER TO DISMISS PURSUANT TO SETTLEMENT was made by
electronic submission and filing of the foregoing with the Clerk of the Court by using the
ECF system which served the following parties electronically:

Nicolas R. Donath, Esq.
N.R. DONATH & ASSOCIATES PLLC
871 Coronado Center Dr., Suite 200
Las Vegas, NV 89145
(702) 475-8884
(702) 938-8625 (fax)
nick@nrdarelaw.com

Jason A. Close, Esq.
CLOSE LAW GROUP
2831 Saint Rose Pkwy., Ste 240
Henderson, NV 89052
(702) 983-4254
(702) 924-4645 (fax)
jason@closelawgroup.com

Attorneys for Plaintiff

s/ David Ochoa

Employee of
LIPSON NEILSON, P.C.